



ATTORNEY DOCKET NO. 073030.0137

PATENT  
Serial No. 09/658,298

1

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Kenneth D. Simone, Jr.

*ES*  
**RECEIVED**

Serial No.: 09/658,298

MAY 01 2003

Filing Date: September 8, 2000

Technology Center 2100

Group Art Unit: 2152

Title: METHOD AND APPARATUS FOR  
COMMUNICATING DURING AUTOMATED DATA  
PROCESSINGHonorable Assistant Commissioner  
for Patents

Washington, D.C. 20231

I hereby certify that this correspondence  
is being deposited with the United States  
Postal Service "Express Mail Post Office  
to Addressee" under 37 C.F.R. § 1.10 on  
the date indicated below and is addressed  
to: Assistant Commissioner for Patents,  
Washington, D.C. 20231.

*Willie Jiles*

Name

*April 28, 2003*

Date of Signature

Express Mail No. EV 192226147 US

**INFORMATION DISCLOSURE STATEMENT**

Applicants respectfully request, pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98, that the references listed on the attached PTO-1449 form be considered and cited in the examination of the above-identified patent application. Copies of these references are enclosed for the convenience of the Examiner. Furthermore, pursuant to 37 C.F.R. § 1.97(h), no representation is made that these references qualify as prior art or that these references are material to the patentability of the present application.

Enclosed is a copy of a PCT International Search Report identifying the references contained in this Information Disclosure Statement. The PCT International Search Report has

a mailing date of April 10, 2003. Therefore, I hereby certify that the references contained in this Information Disclosure Statement were cited for the first time in a communication from a foreign patent office in a related foreign application not more than three months prior to the filing of this Information Disclosure Statement. Furthermore, in the event a patent term adjustment is requested, pursuant to the requirements of 37 C.F.R. § 1.704, Applicants submit that the references contained in this Information Disclosure Statement were received from a foreign patent office in a related foreign application not more than thirty (30) days prior to the filing of this Information Disclosure Statement.

Pursuant to 37 C.F.R. § 1.97(c), Applicants believe that this Information Disclosure Statement has been filed before the mailing date of a final action or notice of allowance. Therefore, Applicants believe that no fee is due. However, if a fee is required, the Commissioner is hereby authorized to charge any fees or credit any overpayments to Deposit Account No. 02-0384 of Baker Botts L.L.P.

Respectfully submitted,  
BAKER BOTTS L.L.P.  
Attorneys for Applicants

Barton E. Showalter  
Reg. No. 38,302

2001 Ross Avenue  
Dallas, Texas 75201-2980  
(214) 953-6509

Date: April 28, 2003

CORRESPONDENCE ADDRESS:  
Customer Number or Bar Code Label:

